

Based on the representations made in the proposal, the Commission believes that pricing and other important information about the Fund is adequate and consistent with the Act.

D. Listing and Trading

The Commission further finds that adequate rules and procedures exist to govern the listing and trading, or trading pursuant to UTP, of the Fund's shares. The Exchange has represented that Fund shares will be deemed equity securities subject to PCXE rules governing the trading of equity securities, including, among others, rules governing trading halts.⁵¹

In addition, the Exchange states that iShares are subject to the criteria for initial and continued listing of ICUs in PCXE Rules 5.2(j)(3) and 5.5 (g)(2). The Commission believes that the listing and delisting criteria for Fund shares should help to ensure that a minimum level of liquidity will exist in the Fund to allow for the maintenance of fair and orderly markets.

E. Surveillance

The Exchange represents that it will rely on its existing surveillance procedures governing ICUs currently trading on the Exchange. The Exchange also represents that it is able to obtain information from the NYSE or any third party regarding trading in both the Fund shares and the Component Securities by the ETP Holders on any relevant market; in addition, the Exchange represents that it may obtain trading information via the ISG from other exchanges who are members or affiliates of the ISG, including, by way of example, the Hong Kong Stock Exchange.

F. Accelerated Approval

The Exchange has requested that the Commission approve the proposed rule change on an accelerated basis. The Commission finds good cause, pursuant to Section 19(b)(2) of the Act,⁵² for approving the proposed rule change prior to the thirtieth day after the date of publication of notice in the **Federal Register**. The Commission has previously approved a substantially similar proposed rule change submitted by the NYSE to list and trade the

iShares⁵³ and does not believe that the proposed rule change raises novel regulatory issues. Consequently, the Commission believes that it is appropriate to permit investors to benefit from the ability to trade these products on the PCX as soon as possible. Accordingly, the Commission finds that there is good cause, consistent with Section 6(b)(5) of the Act,⁵⁴ to approve the proposal on an accelerated basis.

V. Conclusion

It is therefore ordered, pursuant to Section 19(b)(2) of the Act, that the proposed rule change (SR-PCX-2004-99) is hereby approved on an accelerated basis.⁵⁵

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.⁵⁶

Jill M. Peterson,

Assistant Secretary.

[FR Doc. 04-27252 Filed 12-10-04; 8:45 am]

BILLING CODE 8010-01-P

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

Notice of Applications for Certificates of Public Convenience and Necessity and Foreign Air Carrier Permits Filed Under Subpart B (formerly Subpart Q) During the Week Ending November 26, 2004

The following Applications for Certificates of Public Convenience and Necessity and Foreign Air Carrier Permits were filed under Subpart B (formerly Subpart Q) of the Department of Transportation's Procedural Regulations (*See* 14 CFR 301.201 et. seq.). The due date for Answers, Conforming Applications, or Motions to Modify Scope are set forth below for each application. Following the Answer period DOT may process the application by expedited procedures. Such procedures may consist of the adoption of a show-cause order, a tentative order, or in appropriate cases a final order without further proceedings.

Docket Number: OST-1999-5846.

Date Filed: November 23, 2004.

Due Date for Answers, Conforming Applications, or Motion to Modify Scope: December 14, 2004.

Description: Application of United Air Lines, Inc., requesting renewal and

amendment of its experimental certificate of public convenience and necessity for route 566 (U.S.-Mexico).

Docket Number: OST-1999-6663.

Date Filed: November 23, 2004.

Due Date for Answers, Conforming Applications, or Motion to Modify Scope: December 14, 2004.

Description: Application of United Parcel Service Co. requesting renewal of its certificate authorizing UPS to engage in scheduled foreign air transportation of property and mail between Austin, Houston, Louisville and San Antonio and Monterrey, Guadalajara and Mexico City, Mexico.

Docket Number: OST-1999-6172.

Date Filed: November 24, 2004.

Due Date for Answers, Conforming Applications, or Motion to Modify Scope: December 15, 2004.

Description: Application of American Airlines, Inc., requesting a renewal and amendment of its certificate for Route 560 so as to include the following additional U.S.-Mexico route segments for which American currently holds separate certificate authority on Route 794.

Docket Number: OST-2001-9027.

Date Filed: November 24, 2004.

Due Date for Answers, Conforming Applications, or Motion to Modify Scope: December 15, 2004.

Description: Application of American Airlines, Inc., requesting renewal of its certificate for Route 794 authorizing scheduled foreign air transportation of persons, property, and mail between New York (JFK)-Cancun and St. Louis-Cancun.

Maria Gulczewski,

Supervisory Dockets Officer, Alternate Federal Register Liaison.

[FR Doc. 04-27230 Filed 12-10-04; 8:45 am]

BILLING CODE 4910-62-P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Supplemental Environmental Assessment (EA) for the East Kern Airport District (EKAD) Launch Site Operator License for the Mojave Airport, California

AGENCY: Federal Aviation Administration (FAA), Department of Transportation.

ACTION: Cancellation notice.

SUMMARY: On October 22, 2004, the FAA published a Notice of Availability and Request for Comment on a Draft Supplemental EA for the EKAD Launch Site Operator License for the Mojave

⁵¹ In order to halt the trading of the Fund, the Exchange may consider, among others, factors including: (1) The extent to which trading is not occurring in underlying securities; or (2) whether other unusual conditions or circumstances detrimental to the maintenance of a fair and orderly market are present. In addition, trading in Fund shares is subject to trading halts caused by extraordinary market volatility pursuant to PCXE Rule 7.12.

⁵² 15 U.S.C. 78s(b)(2).

⁵³ See Securities Exchange Act Release No. 50505 (October 8, 2004), 69 FR 61280 (October 15, 2004) (SR-NYSE-2004-55).

⁵⁴ 15 U.S.C. 78s(b)(5).

⁵⁵ 15 U.S.C. 78s(b)(2).

⁵⁶ 17 CFR 200.30-3(a)(12).

Airport, California in the **Federal Register** (69 FR 62113). The FAA has decided to cancel the preparation of the Final Supplemental EA. The Notice of Availability and Request for Comment is hereby rescinded.

FOR FURTHER INFORMATION CONTACT: Questions may be directed to Doug Graham, FAA Environmental Specialist, c/o ICF Consulting, 9300 Lee Highway, Fairfax, VA 22031 or (202) 267-8568.

Date Issued: December 6, 2004.

Place Issued: Washington, DC.

Herbert Bachner,

Manager, Space Systems Development Division.

[FR Doc. 04-27219 Filed 12-10-04; 8:45 am]

BILLING CODE 4910-13-P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

Notice of Intent To Rule on Application (05-08-C-00-COS) To Impose and To Use a Passenger Facility Charge (PFC) at the Colorado Springs Airport, Submitted by the City of Colorado Springs, CO.

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of Intent To Rule on Application.

SUMMARY: The FAA proposes to rule and invites public comment on the application to impose and use a PFC at the Colorado Springs Airport under the provisions of 49 U.S.C. 40117 and part 158 of the Federal Aviation Regulations (14 CFR part 158).

DATES: Comments must be received on or before January 12, 2005.

ADDRESSES: Comments on this application may be mailed or delivered in triplicate to the FAA at the following address: Craig Sparks, Manager; Denver Airports District Office, DEN-ADO; Federal Aviation Administration; 26805 E. 68th Avenue, Suite 224; Denver, Colorado 80249-6361. In addition, one copy of any comments submitted to the FA must be mailed or delivered to Mr. Mark Earle, Director of Aviation at the following address: Colorado Springs Airport, 7770 Drennan Road, Colorado Springs, Colorado 80916.

Air Carriers and foreign air carriers may submit copies of written comments previously provided to the Colorado Springs Airport, under section 158.23 of part 158.

FOR FURTHER INFORMATION CONTACT: Mr. Christopher Schaffer. (303) 342-1258; Denver Airport District Office, DEN-ADO; Federal Aviation Administration;

26805 E. 68th Avenue, Suite 224; Denver, Colorado 80249-6361. The application may be reviewed in person at this same location.

SUPPLEMENTARY INFORMATION: The FAA proposed to rule and invites public comments on the application (05-08-C-00-COS) to impose and use a PFC at the Colorado Springs Airport, under the provisions of 49 U.S.C. 40117 and part 158 of the Federal Aviation Regulations (14 CFR part 158).

On December 7, 2004, 2004, the FAA determined that the application to impose and use a PFC submitted by the City of Colorado Springs, Colorado, was substantially complete within the requirements of section 158.25 of part 158. The FAA will approve or disapprove the application, in whole or in part, no later than March 8, 2005.

The following is a brief overview of the application.

Level of the proposed PFC: \$3.00.

Proposed charge-effective date: May 1, 2005.

Proposed charge expiration date: July 1, 2010.

Total requested for use approval: \$12,723,148.

Brief description of proposed projects: Rehabilitation of Runway 17L/35R, security infrastructure projects, construction of Taxiway "C" north from Taxiway "C2" to Taxiway "B2", construct portion of Taxiway "H", airport operations area (AOA) vehicle service roads, resurfacing of entry/exit roads, security checkpoint expansion, terminal building modifications, pavement condition survey (Taxiways "E", "E1-8", "G", and "H"), terminal circulation road.

Class or classes of air carriers that the public agency has requested not be required to collect PFC's: None.

Any person may inspect the application in person at the FAA office listed above under **FOR FURTHER INFORMATION CONTACT** and at the FAA Regional Airports Office located at: Federal Aviation Administration, Northwest Mountain Region, Airports Division, ANM-600, 1601 Lind Avenue SW., Suite 315, Renton, WA 98055-4056.

In addition, any person may, upon request, inspect the application, notice, and other documents germane to the application in person at the Colorado Springs Airport.

Issued in Renton, Washington, on December 7, 2004.

David A. Field,

Manager, Planning, Programming and Capacity Branch, Northwest Mountain Region.

[FR Doc. 04-27227 Filed 12-10-04; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF TRANSPORTATION

Research and Special Programs Administration

Office of Hazardous Materials Safety; Notice of Application for Exemptions

AGENCY: Research and Special Programs Administration, DOT.

ACTION: List of applications for exemption.

SUMMARY: In accordance with the procedures governing the application for, and the processing of, exemptions from the Department of Transportation's Hazardous Material Regulations (49 CFR part 107, subpart B), notice is hereby given that the Office of Hazardous Materials Safety has received the application described herein. Each mode of transportation for which a particular exemption is requested is indicated by a number in the "Nature of Application" portion of the table below as follows: 1—Motor vehicle, 2—Rail freight, 3—Cargo vessel, 4—Cargo aircraft only, 5—Passenger-carrying aircraft.

DATES: Comments must be received on or before January 12, 2005.

Addresses Comments to: Record Center, Research and Special Programs Administration, U.S. Department of Transportation, Washington, DC 20590.

Comments should refer to the application number and be submitted in triplicate. If confirmation of receipt of comments is desired, include a self-addressed stamped postcard showing the exemption number.

FOR FURTHER INFORMATION CONTACT:

Copies of the applications are available for inspection in the Records Center, Nassif Building, 400 7th Street SW., Washington DC, or at <http://dms.dot.gov>.

This notice of receipt of applications for modification of exemption is published in accordance with part 107 of the Federal hazardous materials transportation law (49 U.S.C. 5117(b); 49 CFR 1.53(b)).

Issued in Washington, DC, on December 6, 2004.

R. Ryan Posten,

Exemptions Program Officer, Office of Hazardous Materials Safety Exemptions & Approvals.